

Your request for comment by the State Historic Preservation Officer has been received.

Date Received: 4/11/2005

End of 30 Day Period: 5/11/2005

File Agency: STB

SHPO R&C #: 010577126

**BURLINGTON NORTHERN & SANTA FE RAILWAY CO. - DOCKET AB-6 (SUB-NO 401X) -  
NOTIFICATION OF PLAN TO FILE EXEMPTION TO ABANDON ITS RAILROAD LINE FROM  
MILEPOST 67.38 AND .40 IN DES MOINES - 2ND COPY OF OSA #1192 AND ADDITIONAL  
INFORMATION**

In accord with federal regulations, our office will respond ONLY when:

- The SHPO has received incomplete information or inadequate documentation under 36CFR800.11(a), (d), and (e)  
OR
- The SHPO OBJECTS to your definition of the Area Potential Effect (APE) for the undertaking OR
- The SHPO OBJECTS to your finding of whether a property is or is not eligible for listing on the National Register of  
Historic Places OR
- The SHPO OBJECTS to your finding of the project's effect on an historic property OR
- The project is proposed to have a "NO ADVERSE EFFECT," with or without conditions, and where the SHPO  
disagrees with the finding OR
- The project is determined to have an "ADVERSE EFFECT" on an historic property and the federal agency is  
consulting with SHPO on how to resolve such "ADVERSE EFFECTS"

Otherwise, after 30 days from the above referenced date you should consider that your obligations to consult with the SHPO have been concluded and the State agrees with your finding.

Be advised the successful conclusion of consultation with the SHPO does not fulfill the agency's responsibility to consult with other parties who may have an interest in properties that may be affected by this project. Nor does it override the sovereign status of federally recognized American Indian Tribes in the Section 106 consultation process.

We have made these comments and recommendations according to our responsibility defined by Federal law pertaining to the Section 106 process. The responsible federal agency does not have to follow our comments and recommendations to comply with the Section 106 process. It also remains the responsible federal agency's decision on how you will proceed from this point for this project.

Should you have any questions please contact me at the number or email below, REFERENCING THE R&C NUMBER ABOVE.

Lavon Grimes  
SHPO Review & Compliance Coordinator  
(515)281-8743

<mailto:lavon.grimes@iow.gov>